

A G E N D A



REGULAR MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA

Tuesday, August 17, 1999

BOARD HEARING ROOM, FIRST FLOOR
10 Civic Center Plaza
Santa Ana, California

CHARLES V. SMITH
CHAIRMAN
First District

THOMAS W. WILSON
VICE CHAIRMAN
Fifth District

TODD SPITZER
SUPERVISOR
Third District

JAMES W. SILVA
SUPERVISOR
Second District

CYNTHIA P. COAD
SUPERVISOR
Fourth District

COUNTY EXECUTIVE OFFICER
Janice M. Mittermeier

COUNTY COUNSEL
Laurence M. Watson

CLERK OF THE BOARD
Darlene J. Bloom

The Orange County Board of Supervisors welcomes you to this meeting. This agenda contains a brief general description of each item to be considered. The Board of Supervisors encourages your participation. If you wish to speak on an item contained in the agenda, please complete a Speaker Form identifying the item(s) and deposit it in the Speaker Form Return box located on the side of the podium. If you wish to speak on a matter which does not appear on the agenda, you may do so during the Public Comment period at the close of the meeting. Except as otherwise provided by law, no action shall be taken on any item not appearing in the agenda. Speaker Forms are available in the containers located on the far left and far right walls and at the middle entrance to the Hearing Room. When addressing the Board, please state your name for the record prior to providing your comments. Speakers will be limited to three (3) minutes.

All supporting documentation is available for public review in the office of the Clerk of the Board of Supervisors located in the Hall of Administration Building, 10 Civic Center Plaza, Room 465, Santa Ana, California 92701 during regular business hours, 8:00 a.m. - 5:00 p.m., Monday through Friday.

9:30 A.M.

INVOCATION: Supervisor Coad, Fourth District

PLEDGE OF ALLEGIANCE: Supervisor Spitzer, Third District

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I. PRESENTATIONS/INTRODUCTIONS

Chairman Smith will introduce Mrs. Dora Salazar Watkins, Consul General of Peru

II. CONSENT CALENDAR (Items 1-28)

All matters are approved by one motion unless pulled by a Board Member for discussion or separate action. At this time, any member of the public may ask the Board to be heard on any item on the Consent Calendar.

BOARD APPOINTMENTS

1. **Chairman Smith** - Reappoint Clark Lehmann, Fountain Valley, to the Waste Management Commission for a term ending 7/14/01
2. **Supervisor Silva** - Reappoint Mary Aileen Matheis, Irvine, to Assessment Appeals Board 2 for a term ending 9/1/02
3. **Supervisor Wilson** - Reappoint John E. Noyes, Newport Beach, to the Waste Management Commission for a term ending 7/1/01

DEPARTMENT APPOINTMENTS

4. **Health Care Agency** - Emergency Medical Care Committee: Appoint Leslie Demesmaecker, Orange; Gerald Shigekawa, Orange; Melville Singer, Orange; James Troung, Anaheim and reappoint David Austin, Cerritos; Burnie Dunlap, Fullerton; Gary Fybel, Mission Viejo; Rick Graves, Fountain Valley; F. Richard Jones, Fullerton; James Karras, Santa Ana; Marc Martin, Santa Ana; Kenneth Miller, Orange; Donald Niehaus, Tustin; Martin Ogle, Laguna Hills; David Rudat, Orange; James Spreine, Laguna Beach, for terms ending 6/30/01

COMMENDATIONS/PROCLAMATIONS

5. **Supervisor Spitzer** - Adopt resolution congratulating Honorable Insurance Commissioner Chuck Quackenbush in receiving the Anti-Defamation League Torch of Liberty Award and commending him for his excellent work
6. **Supervisor Coad** - Adopt resolution commending and recognizing Social Services Agency and Health Care Agency for collaboratively developing, funding and staffing Continuing Care Placement Unit

HEALTH CARE AGENCY

7. Adopt resolution authorizing discontinuance of cash difference fund and establish new cash difference fund under jurisdiction of Juliette A. Poulson (\$320) - All Districts

HOUSING AND COMMUNITY DEVELOPMENT

8. **Acting as the Orange County Housing Authority** - Approve submission of Section 8 Management Assessment Program certification required by Department of Housing and Urban Development for monitoring performance of Section 8 tenant - based programs - All Districts

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PUBLIC FACILITIES AND RESOURCES DEPARTMENT

9. Approve lease with John Efstathiou for operation of Salt Creek Beach concession - District 5
10. Approve agreement D99-060 with City of Placentia for reconstruction of Yorba Linda Blvd - District 4
11. Approve agreement D99-009 with City of Costa Mesa for slurry seal of various streets - Districts 2 & 5
12. Adopt resolution approving agreement 99-0126 with State Department of Pesticide Regulation for data entry of pesticide use reports, 7/1/99 - 6/30/00 (\$20,100) - All Districts
13. Adopt resolution approving agreement 99-0040 with State Department of Pesticide Regulation for mandated enforcement of pesticide permit regulations, 7/1/99 - 6/30/00, (\$61,705) - All Districts
14. Adopt resolution approving agreement 99-0081 with State Department of Pesticide Regulation for mandated enforcement of pesticide residue regulations, 7/1/99 - 6/30/00 (\$5,200) - All Districts
15. Approve amended agreement D97-085 and Letter of Credit with DMB Ladera, LLC and authorize acceptance of cash and other security for construction of Crown Valley Parkway Bridge over Arroyo Trabuco; and make California Environmental Quality Act findings - District 5
16. Approve agreement D97-006 with UNOCAL for land donation for widening of Valencia Avenue, Brea - District 3
17. Adopt resolution approving intent to abandon parcel in O'Neill Regional Park in exchange for parcel owned by Rancho Margarita Joint Venture and set public hearing for 10/19/99 - District 5 (unanimous vote)
18. Accept work and approve notice of completion, Pinner Construction Company, for installation of generator and cooling towers during construction of Central Utility Facility-Cooling Tower, Santa Ana; project completed 6/30/99 (\$2,125,483) - District 1
19. Approve agreement with Tait and Associates, Inc. for architectural and engineering services, for design of dark fiber optics conduit construction project, Santa Ana (\$43,300) - District 1

PUBLIC PROTECTION

20. **Probation** - Approve price agreement N1000002088 with Cabletron Systems for maintenance and repair of equipment, 9/1/99 - 8/31/00 (\$83,415.32); renewable for two additional years - All Districts
21. **Sheriff-Coroner** - Approve Memorandum of Understanding for the Los Angeles County and Orange County Regional High Tech Crime Task Force - All Districts

GENERAL ADMINISTRATION

22. **County Counsel** - Approve amended agreement with McCutchen, Doyle, Brown & Enerson LLP, to include services for review of El Toro Master Development Program documentation - All Districts

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23. **County Executive Office** - Approve agreement with Ms. Joanne Sokolski for professional services as Chief of Protocol, 7/1/99 - 6/30/00 (\$75,000, plus reimbursements) - All Districts

24. **Chairman Smith** - Adopt resolution designating United Way of Orange County to conduct the 1999 charitable campaign for Orange County employees, 9/27/99 - 10/22/99, and appoint District Attorney, Anthony Rackauckas as campaign coordinator and head of employee steering committee to plan, coordinate and execute the campaign

Clerk of the Board:

25. Approve proposed amendments to adopt the State's model code as the Conflict of Interest Code for Irvine Ranch Water District - All Districts

26. Approve proposed amendments to adopt the State's model code as the Conflict of Interest Code for Huntington Beach City School District - All Districts

27. Approve proposed State's model Conflict of Interest Code for Rancho Canada Financing Authority - All Districts

28. **Clerk-Recorder** - Approve purchase order PC059P0008102.00 with Computer Sonics, Inc. for replacing and upgrading existing systems in data entry, imaging, official records, public access and marriages (\$99,806) and approve related budget adjustments - All Districts (4/5 vote)

END OF CONSENT CALENDAR

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III. DISCUSSION ITEMS (Items 29-41)

At this time, members of the public may ask the Board to be heard on the following items as those items are called.

HEALTH CARE AGENCY

29. Approve agreement with Aspen Solutions, Inc. for provision of behavioral health services - probation program, 7/1/99 - 6/30/00 (\$1,210,035) - All Districts
30. Approve agreement with United Western Medical Centers Hospital Corporation dba Western Medical Center-Anaheim for mental health inpatient services, FY 1999-01 (\$1,715,500) - All Districts
31. Approve amendment 4 to agreement with The Villa Center, Inc. (\$127,945; new total 684,886); amendment 3 to agreement with Social Model Recovery Systems, Inc. (\$44,300; new total \$992,441); amendment 3 to agreement with Straight Talk Clinic, Inc. (\$6,920; new total \$753,092); and amendment 2 to agreement with Behavioral Health Services, Inc. (\$340,000; new total \$449,500) for provision of various alcohol and drug abuse services - All Districts

INTEGRATED WASTE MANAGEMENT DEPARTMENT

32. Approve change order 3 to agreement with TRC Environmental Solutions, Inc. for construction management, quality assurance/quality control, archaeological and paleontological services, Olinda Alpha Landfill (\$198,839; new total \$2,198,626) - District 3

PLANNING AND DEVELOPMENT SERVICES

33. Approve price agreements N1000002096 with Intratek and N1000002097 with Boston Systems for help desk support (\$270,000); renewable for two additional years - All Districts

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

34. Select PCR Services Corporation as primary and CH2MHILL as alternate architectural-engineering firms to assist in obtaining regulatory permits to repair storm damaged facilities; and authorize negotiation of agreement for Board approval - All Districts

SOCIAL SERVICES AGENCY

35. Approve agreement with Children's Home Society of California for provision of child care resource and referral services for CalWORKs Welfare-To-Work Participants, 9/1/99 - 8/31/00 (\$377,712) - All Districts

PUBLIC PROTECTION

36. **Probation** - Approve amended agreement with City of Santa Ana for provision of juvenile detention services - District 1

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GENERAL ADMINISTRATION

County Executive Office:

37. Consider second reading and adoption of "An Ordinance of the County of Orange Establishing the Salary of Members of the Board of Supervisors" (first reading 8/10/99, Item 23) - All Districts
38. Approve and adopt the County's Management Pay for Performance Plan and new performance appraisal process - All Districts
39. Approve amended agreement with LSA Associates, Inc. for preparation of a toxic air contaminant Health Risk Assessment as a component of the draft Environmental Impact Report for the MCAS El Toro Reuse Plan (\$108,507) - All Districts
40. Approve appointment and terms and conditions of employment of Public Health Officer - All Districts
41. **Supervisor Spitzer and Chairman Smith** - Adopt resolution designating the Board of Supervisors as sole authority on liability and worker's compensation claims settlements of \$50,000 and above; designating the Liability and Worker's Compensation Claims Settlement Committees as advisory committees to the Board; and direct CEO/Office of Risk Management to provide an annual report to the Board 30 days prior to the budget hearings

IV. PUBLIC HEARINGS (none scheduled) 9:30 A.M. OR AS SOON THEREAFTER

V. CLOSED SESSION (Item CS-1)

- CS-1. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL -- PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The cases are: People of State of California ex. rel. Department of Fish and Game, et. al., v. BP American, Inc., et al. (OCSC No. 64-63-39) and appeals therefrom - All Districts

VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

At this time, members of the public may address the Board of Supervisors regarding any off-agenda items within the subject matter jurisdiction of the Board of Supervisors provided that NO action may be taken on off-agenda items unless authorized by law. Comment shall be limited to three minutes per person and twenty minutes for all comments, unless different time limits are set by the Chairman subject to the approval of the Board.

BOARD COMMENTS:

At this time, members of the Board of Supervisors may comment on agenda or non-agenda matters and ask questions of or give directions to staff; provided that NO action may be taken on off-agenda items unless authorized by law.

ADJOURNMENT:

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NEXT MEETINGS:

August 24, 1999

August 31, 1999

September 7, 1999

Regular Board Meeting, 9:30 A.M.

Regular Evening Board Meeting, 6:00 P.M.

Board Dark